

HOUSE BILL 3031  
By Pleasant

AN ACT to amend Tennessee Code Annotated, Title 13, Chapter 3, Part 1 and Title 13, Chapter 7, relative to public planning and zoning.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 13-3-102, is amended by designating the existing language as subsection (a), and by adding the following language to be designated as subsection (b):

(b) IF a municipality, in any county having a charter form of government and having more than three (3) incorporated municipalities, has a twenty (20) year annexation plan; and

IF such municipality desires to exercise zoning authority over the area, or any portion of such area, designated as its annexation reserve area prior to annexing such area;

THEN the governing body of such municipality may file a certified copy of its twenty (20) year annexation plan with the department of economic and community development with a request that the department designate the municipal planning commission of such municipality as a regional planning commission pursuant to the provisions of subsection (a) for the area within such plan.

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Upon receipt of such filing and request, the department shall, in accordance with such request, designate the municipal planning commission as a regional planning commission for such area.

SECTION 2. Tennessee Code Annotated, Section 13-7-302, is amended by designating the existing language as subsection (a), and by adding the following language to be designated as subsection (b):

(b) Notwithstanding the requirements of this Section or §13-7-303 concerning notices, hearings and zoning authority, if the municipal planning commission of a municipality in any county having a charter form of government and having more than three (3) incorporated municipalities, has been designated as a regional planning commission for the area within its twenty (20) year annexation plan in accordance with the provisions of Section 1 of this act, such municipality shall have zoning authority over such area from the date of its designation as the regional planning commission over such area.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.